

PATENT COOPERATION TREATY

Rec'd PCT/PTO 13 MAY 2005

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

PCT

To:

MORROW, Joy, D.
Smart & Biggar
P.O. Box 2999, Station D
900- 55 Metcalfe Street
Ottawa, Ontario K1P 5Y6
CANADA

**NOTIFICATION OF RECEIPT
OF DEMAND BY COMPETENT INTERNATIONAL
PRELIMINARY EXAMINING AUTHORITY**

(PCT Rules 59.3(e) and 61.1(b), first sentence
and Administrative Instructions, Section 601(a))

Date of mailing (day/month/year)	27-07-2004
-------------------------------------	------------

Applicant's or agent's file reference
~~77402-100~~

IMPORTANT NOTIFICATION

International application No. PCT/IB03/06390	International filing date (day/month/year) 18/11/2003	Priority date (day/month/year) 18/11/2002
---	--	--

Applicant

PERFORMANCE PLANTS, INC.

1. The applicant is hereby **notified** that this International Preliminary Examining Authority considers the following date as the date of receipt of the demand for international preliminary examination of the international application:

18/06/2004

2. This date of receipt is:

- the actual date of receipt of the demand by this Authority (Rule 61.1(b)).
 the actual date of receipt of the demand on behalf of this Authority (Rule 59.3(e)).
 the date on which this Authority has, in response to the invitation to correct defects in the demand (Form PCT/IPEA/404), received the required corrections.

3. **ATTENTION:** That date of receipt is after the expiration of 19 months from the priority date. Consequently, in respect of some Offices, the demand does not have the effect of postponing the entry into the national phase until 30 months from the priority date (or later in some Offices) (Article 39(1)) and the acts for entry into the national phase must therefore be performed within 20 months from the priority date (or later in some Offices). However, in respect of some other Offices, the time limit of 30 months (or later) may nevertheless apply. See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

- (*If applicable*) This notification confirms the information given by telephone, facsimile transmission or in person on:

4. Only where paragraph 3 applies, a copy of this notification has been sent to the International Bureau.

Name and mailing address of the IPEA/

European Patent Office, Gitschner Str. 103
D-10969 Berlin - Germany
Tel.: (+ 49-30) 25901-0
Fax: (+ 49-30) 25901-840

Authorized officer

HALBARTSCHLAGER M

Tel. (+ 49-30) 25901-714